

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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RIO MAR ASSOCIATES, L.P., S.E., a Delaware Limited  
Partnership, d/b/a THE WESTIN RIO MAR BEACH  
RESORT,

Plaintiff,

-against-

Case No. 07 CV 8227 (GBD)

**STIPULATION RESOLVING  
MOTION AND VACATING  
DEFAULT JUDGMENT**

MIXSHOW POWER SUMMIT, INC., a New York  
corporation; THE POWER SUMMIT, INC., a New York  
corporation; RPM MARKETING & PROMOTIONS,  
INC., a New York corporation; and RENE McLEAN, a  
New York resident,

Defendants.  
-----X

IT IS HEREBY STPULATED by the undersigned that Defendants' motion to vacate the default judgment (Notice of Motion, dated November 7, 2007, and supporting papers) is resolved as follows:

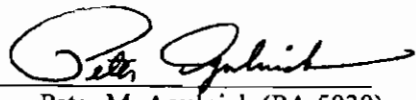
1. The Default Judgment, dated October 22, 2007, is hereby vacated.
2. The undersigned Defendants' time to answer or move with respect to the summons and complaint is hereby extended to thirty days from the date this Stipulation is so-  
Ordered and posted on ECF.

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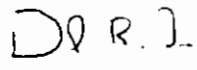
3. The undersigned Defendants waive the defense of improper service of the summons and complaint.

Dated: New York, New York  
January 7, 2008

PETER M. AGULNICK, P.C.

By:   
Peter M. Agulnick (PA 5030)  
Attorneys for Defendants  
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**INC. and RENE McLEAN**  
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**a Delaware Limited Partnership,**  
**d/b/a THE WESTIN RIO MAR BEACH**  
**RESORT**  
225 Broadway, Suite 2104  
New York, New York 10007  
(212) 233-4747

So-Ordered:   
U.S. District Court Judge Date: **JAN 22 2008**, 20\_\_